

Imaged Certificate of Notice

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY****Caption in Compliance with D.N.J. LBR****9004-1(b)** Robert J. Feinstein (admitted *pro hac vice*)

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Beth E. Levine (admitted *pro hac vice*)

Edward A. Corma

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Counsel to the Plan Administrator

In re:

ED BATH & BEYOND INC., *et al.*,¹

Debtors.



Order Filed on July 9, 2025

by Clerk

U.S. Bankruptcy Court

District of New Jersey

Chapter 11

Case No. 23-13359 (VFP)

(Jointly Administered)

**ORDER DENYING JEFFREY MEAD KURZON'S MOTION TO
COMPEL DISCLOSURE OF SHAREHOLDER LEDGER AND
RECONCILE SHARE DISCREPANCY TO MAXIMIZE ESTATE VALUE**

The relief set forth on the following pages is hereby **ORDERED**.

DATED: July 9, 2025

**Honorable Vincent F. Papalia
United States Bankruptcy Judge**

¹ The last four digits of Debtor Bed Bath & Beyond Inc.'s tax identification number are 0488. A complete list of the Debtors in these chapter 11 cases and each such Debtor's tax identification number may be obtained on the website of the Debtors' claims and noticing agent at <https://restructuring.ra.kroll.com/bbby>.

Debtors: Imaged Certificate of Notice Page 2 of 37
Bed Bath & Beyond, Inc., et al.

Case No.: 23-13359 (VFP)

Caption: Order Denying Jeffrey Mead Kurzon's Motion to Compel Disclosure of
Shareholder Ledger and Reconcile Share Discrepancy to Maximize Estate Value

Upon the *Motion to Compel Disclosure of Shareholder Ledger and Reconcile Share Discrepancy to Maximize Estate Value* [Docket No. 4126] (the "Motion")² of Jeffrey Mead Kurzon; and the *Supplemental Evidence and Clarification in Support of Motion to Compel Disclosure and Reconciliation of Shareholder Ledger* [Docket No. 4127]; and the *Second Supplemental Filing in Support of Motion to Compel* [Docket No. 4143]; and the *Plan Administrator's Opposition to Motion to Compel Disclosure of Shareholder Ledger and Reconcile Share Discrepancy to Maximize Estate Value* [Docket No. 4146]; and the *Reply to Plan Administrator's Opposition* [Docket No. 4150] (the "Opposition"); and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334 and the Standing Order of Reference to the Bankruptcy Court Under Title 11 of the United States District Court for the District of New Jersey, entered July 23, 1984, as amended on September 18, 2012 (Simandle, C.J.) and on June 5, 2025 (Bumb, C.J.); and this Court having found that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having reviewed the papers submitted in support of and in opposition to the Motion and having heard the statements in support of and in opposition to the relief requested therein at a hearing before this Court held on June 17, 2025 (the "Hearing"); and it appearing that the Plan provides, *inter alia*, that any and all Allowed and other Interests in the Debtors, including the Interests of Mr. Kurzon, were cancelled, released and

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Opposition.

extinguished, all as more particularly set forth in the Plan and Confirmation Order; and after due
deliberation and sufficient cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

1. The Motion is **DENIED** for all the reasons set forth by the Court on the record at the
Hearing.

In re:
Bed Bath & Beyond Inc.
Debtor

Case No. 23-13359-VFP
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0312-2

User: admin

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The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 11, 2025:

Recip ID	Recipient Name and Address
db	+ Bed Bath & Beyond Inc., 650 Liberty Avenue, Union, NJ 07083-8107
aty	+ Casey McGushin, 3101 Old Jacksonville Road, Springfield, IL 62704-6488
aty	+ Jacob E. Black, Kirkland and Ellis LLP., 3101 Old Jacksonville Road, Springfield, IL 62704-6488
aty	+ Max M Freedman, Kirkland & Ellis LLP, 300 North LaSalle Street, Chicago, IL 60654-3406

TOTAL: 4

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
aty	^ MEBN	Jul 09 2025 20:49:46	Charles B. Sterrett, Kirkland & Ellis, 300 North LaSalle Street, Chicago, IL 60654-3406
aty	^ MEBN	Jul 09 2025 20:48:23	Derek I. Hunter, Kirkland & Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:47:15	Emily E. Geier, Kirkland & Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:49:30	Kirkland & Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:49:52	Michael A. Sloman, Kirkland and Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:49:38	Noah Z. Sosnick, Kirkland and Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:48:40	Olivia F. Acuna, Kirkland and Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
aty	^ MEBN	Jul 09 2025 20:49:43	Richard U.S. Howell, P.C, KIRKLAND & ELLIS LLP, KIRKLAND & ELLIS INTERNATIONAL LLP, 300 North LaSalle Street, Chicago, IL 60654-3406
aty	^ MEBN	Jul 09 2025 20:49:35	Ross Fiedler, Kirkland & Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643

TOTAL: 9

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities

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in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 11, 2025

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 9, 2025 at the address(es) listed below:

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A. Jeff Ifrah	on behalf of Interested Party Federal Insurance Company jeff@ifrahlaw.com
A.J. Webb	on behalf of Creditor Select Consolidated Management LLC awebb@fbtlaw.com, awebb@ecf.courtdrive.com
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Albert Anthony Ciardi, III	

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Andy Winchell

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Turner Falk	on behalf of Defendant Artsana USA Inc. turner.falk@saul.com, catherine.santangelo@saul.com;tnfalk@recap.email
Turner Falk	on behalf of Creditor Town & Country (CA) Station L.P. turner.falk@saul.com catherine.santangelo@saul.com;tnfalk@recap.email
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Vincent J. Roldan	on behalf of Creditor Arrowhead Palms L.L.C. vroidan@mblawfirm.com
Vincent J. Roldan	on behalf of Creditor Texas Taxing Authorities vroidan@mblawfirm.com
Vincent J. Roldan	on behalf of Creditor McCreary Entities vroidan@mblawfirm.com
Vincent J. Roldan	on behalf of Creditor Tax Appraisal District of Bell County Texas vroidan@mblawfirm.com
Vincent J. Roldan	on behalf of Creditor Texas Tax Authorities vroidan@mblawfirm.com
Vincent J. Roldan	on behalf of Creditor Taxing Districts Collected by Randall County vroidan@mblawfirm.com
Walter E. Swearingen	on behalf of Creditor 200-220 West 26 LLC w_swearingen@yahoo.com
Walter E. Swearingen	on behalf of Creditor TF Cornerstone Inc. w_swearingen@yahoo.com

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William G. Wright	on behalf of Creditor ARC International North America LLC wwright@capehart.com, jlafferty@capehart.com
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TOTAL: 775